MULTIMEDIA UNIVERSITY

STUDENT ID NO

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 1, 2019 / 2020

DBL5014 – BUSINESS LAW

(For Diploma Students Only)

17 OCTOBER 2019
9.00 a.m - 11.00 a.m
(2 Hours)

INSTRUCTIONS TO STUDENT

1. This question paper consists of **2** pages with 4 questions.
2. Answer all questions.
3. You are required to cite relevant provisions and case laws.
4. Write all your answers in the Answer Booklet provided.

QUESTION 1

(a) Briefly define the following:

(i) Voidable Contract. (2 marks)

(ii) Exemption Clause. (3 marks)

(b) List **FIVE (5)** types of remedies available for breach of contract. (5 marks)

(c) Firas offered to buy Alan's house for the price of RM100,000 but Alan refused and said that his house worth more than that. Feeling mad at Alan, Firas threatened to hurt Alan's wife if he did not agree to sell the house for the said price. Terrified of the threat, Alan immediately agreed and signed the contract to sell the house. Few days later, Alan decided to cancel the contract but Firas said the contract between them is valid. Advise Alan whether the contract between him and Firas is valid. (15 marks)

[Total : 25 Marks]

QUESTION 2

(a) Sim and Sam are directors of a company called Ulala Sdn. Bhd. They have best friend named Logan, an Australian citizen. Sim plans to appoint Logan as their company secretary as he knows that Logan is a certified company secretary in Australia. However, Sam does not agree with the plan and argue that Logan was unqualified to be appointed as company secretary in Malaysia. Advise Sim whether Logan is qualified to become the secretary of Ulala Sdn. Bhd. (10 marks)

(b) Discuss the procedures in minority protection. (7 marks)

(c) Explain the following:

(i) Issued Share Capital. (3 marks)

(ii) Ordinary Shares. (5 marks)

[Total : 25 Marks]

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QUESTION 3

(a) Explain the jurisdiction of the following courts:

(i) First Class Magistrates. (5 marks)

(ii) Sessions Court. (7 marks)

(b) List **THREE (3)** sources of written law. (3 marks)

(c) Briefly explain the parliamentary stage in legislative procedure in Malaysia. (10 marks)

[Total : 25 Marks]

QUESTION 4

(a) Briefly explain the following terms by referring to the Sales of Goods Act 1957:

(i) Existing Goods. (2 marks)

(ii) Future Goods. (3 marks)

(iii)Specific Goods. (3 marks)

(b) Discuss the formation of agreement in sales of goods as according to the Sales of Goods Act 1957. (7 marks)

(c) In sale of goods, goods must be of merchantable quality. Discuss this statement and support your answer with relevant statutory provisions and case. (10 marks)

[Total : 25 Marks]

End of Paper